

FILED
 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS
 CLERK'S OFFICE

DR. EMILIO MEYER,

Plaintiff,

- against -

GENERAL ELECTRIC COMPANY,
 GE INFRASTRUCTURE, INC.,
 GE INFRASTRUCTURE SENSING, INC.,
 GE PANAMETRICS, PANAMETRICS, INC.,
 and DOES 1 through 20,

Defendants.

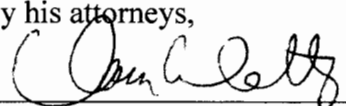
Civ. Action No.
 1:05-cv-10681-NMG

REQUEST FOR ENTRY
 OF AN ORDER OF DEFAULT

Plaintiff DR. EMILIO MEYER, and by his undersigned attorneys, requests the Entry of an Order of Default against Defendant GENERAL ELECTRIC COMPANY pursuant to the Affidavit of Douglas E. Watts in Support of Request for Entry of an Order of Default, respectfully submitted herewith, and Federal Rule of Civil Procedure 55.

DR. EMILIO MEYER

By his attorneys,


 Antonio Valla, CA Bar # 136256
 Douglas E. Watts, CA Bar # 182274
 Stephanie L. Southwick, CA Bar # 226631
 (Admitted Pro Hac Vice)
 Gilliss Valla & Dalsin, LLP
 3470 Mt. Diablo Blvd., Suite A-215
 Lafayette, CA 94549
 Tel. 925 962-9009

Date

5/11/05

UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF MASSACHUSETTS

FILED
CLERK'S OFFICE

2005 MAY 12 A 10:46

DR. EMILIO MEYER,

Plaintiff,

- against -

U.S. DISTRICT
COURT OF MASSACHUSETTS

Civil Action No.

1:05-cv-10681-NMG

GENERAL ELECTRIC COMPANY,
GE INFRASTRUCTURE, INC.,
GE INFRASTRUCTURE SENSING, INC.,
GE FANAMETRICS, PANAMETRICS, INC.,
and DOES 1 through 20,

CERTIFICATE OF SERVICE

Defendants.

The undersigned declares that:

I am employed in the County of Contra Costa, State of California. I am over the age of 18 and not a party to this action. My business address is: 3470 Mt. Diablo Blvd., Suite A-215, Lafayette, CA 94549.

On May 11, 2005, I served a true and correct copy of the following documents:

1. AFFIDAVIT OF DOUGLAS E. WATTS IN SUPPORT OF REQUEST FOR ENTRY OF AN ORDER OF DEFAULT AND EXHIBITS A - B
2. REQUEST FOR ENTRY OF AN ORDER OF DEFAULT
3. PROOF OF SERVICE


on all parties and counsel listed below:

General Electric Company
c/o CT Corporation System
101 Federal Street
Boston, MA 02110

1 ☒ **BY U.S. MAIL:** I am familiar with our business practices for collecting and processing
2 of mail for the United States Postal Service. Mail placed by me within the office for collection
3 for the United States Postal Service would normally be deposited with the United States Postal
4 Services that day in the ordinary course of business. The envelope(s) bearing the address(es)
5 above was sealed and placed for collection and mailing on the date below following our ordinary
6 business practices.

7 I declare under penalty of perjury that the foregoing is true and correct.

8
9 Date: May 11, 2005



Amber Salazar
Gilliss Valla & Dalsin, LLP
3470 Mt. Diablo Blvd., Suite A-215
Lafayette, CA 94549
Tel. 925 962-9009

Gilliss Valla & Dalsin, LLP
3470 Mt. Diablo Blvd., Ste. A-215
Lafayette, CA 94549
www.gvd-law.com

UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF MASSACHUSETTS

DR. EMILIO MEYER,

Plaintiff,

- against -

GENERAL ELECTRIC COMPANY,
GE INFRASTRUCTURE, INC.,
GE INFRASTRUCTURE SENSING, INC.,
GE PANAMETRICS, PANAMETRICS, INC.,
and DOES 1 through 20,

Defendants.

Civ. Action No.
1:05-cv-10681-NMG

AFFIDAVIT OF DOUGLAS
E. WATTS IN SUPPORT OF
REQUEST FOR ENTRY OF
AN ORDER OF DEFAULT

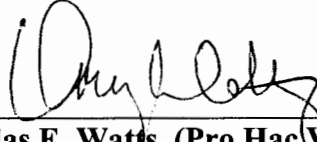
I, Douglas E. Watts, declare as follows:

1. I am an attorney at law duly licensed to practice in the State of California, and am admitted to appear on behalf of plaintiff Dr. Emilio Meyer *pro hac vice* in the above-captioned matter.
2. On April 15, 2005, I caused to be served on Defendants General Electric Company a true and correct copy of the Complaint and Summons in the above-captioned matter.
3. Attached hereto as Exhibit A is a true and correct copy of a duly executed Proof of Service, which I caused to be filed with this Court on May 9, 2005, and which the Court entered on May 11, 2005.
4. Defendant General Electric Company's responsive pleading was due on or before May 5, 2005.
5. Defendant General Electric Company has failed to file a responsive pleading or otherwise defend this action within the applicable time period.
6. Therefore, on behalf of plaintiff Dr. Emilio Meyer, I request that the Court grant this request for default against General Electric Company, pursuant to the [Proposed] Order attached hereto as Exhibit B.

I declare under penalty of perjury under the laws of the Commonwealth of Massachusetts

AFFIDAVIT OF DOUGLAS E. WATTS IN SUPPORT OF
REQUEST FOR ENTRY OF AN ORDER OF DEFAULT

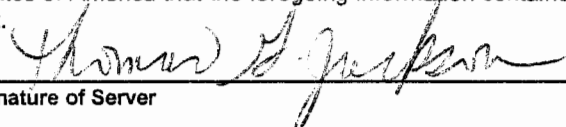
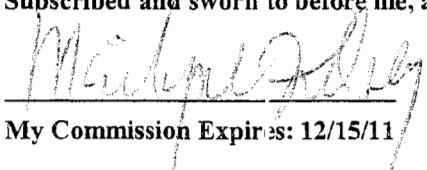
1 that the foregoing is true and correct. Executed this 11th day of May, 2005.

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4 **Douglas E. Watts, (Pro Hac Vice)**
5 Gilliss Valla & Dalsin, LLP
6 3470 Mt. Diablo Blvd., Suite A-215
7 Lafayette, CA 94549
8 Tel. 925 962-9009
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www.gvd-law.com

RETURN OF SERVICE

Service of the Summons and Complaint was made by me (1)		DATE April 15, 2005		
NAME OF SERVER THOMAS G. JACKSON	TITLE Process Server / A Disinterested Person			
Check one box below to indicate appropriate method of service				
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____, MASSACHUSETTS				
<input type="checkbox"/> Left copies thereof at the defendant's dwelling or usual place of abode with a person of suitable age and discretion then residing therein. Name of person whom the summons and complaint were left: _____				
Said service was made at: _____, MASSACHUSETTS				
<input checked="" type="checkbox"/> Other: By handing true and attested copies thereof to <u>Ms. Dahrlena Mitchell, Manager for CT Corporation System, Registered</u> <u>Only Authorized Agent for the within-named</u> <u>Defendant, General Electric Company.</u> Said service was made at: _____ 3:40p.m. at 101 Federal Street, Boston _____, MASSACHUSETTS				
STATEMENT OF SERVICE FEES				
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">SERVICE FEE \$ _____</td> <td style="width: 50%;">Trips _____</td> </tr> </table>			SERVICE FEE \$ _____	Trips _____
SERVICE FEE \$ _____	Trips _____			
DECLARATION OF SERVER				
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.				
Executed on April 15, 2005 Date	 Signature of Server One Devonshire Place, Boston, Massachusetts Address of Server			
ADDITIONAL INFORMATION				
PLEASE NOTE THAT IT WAS NECESSARY TO MAKE _____ ATTEMPTS BEFORE MAKING PROPER SERVICE.				
Date	Time	Remarks		
		FEE		
		\$ _____		
		\$ _____		
		\$ _____		
		\$ _____		
		\$ _____		
Also served: Civil Cover Sheet, Motion for Appearance Pro Hac Vice, Certificate of Antonio Valla, Certificate of Douglas E. Watts, Certificate of Stephanie L. Southwick		\$ _____		
		\$ _____		
TOTAL		\$ _____		
Subscribed and sworn to before me, a Notary Public, this 15th Day of April, 2005				
 My Commission Expires: 12/15/11				

(1) As to who may serve a summons see Rule 4 to the Federal Rules of Civil Procedure.

**UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF MASSACHUSETTS**

DR. EMILIO MEYER,

Plaintiff,

- against -

GENERAL ELECTRIC COMPANY,
GE INFRASTRUCTURE, INC.,
GE INFRASTRUCTURE SENSING, INC.,
GE PANAMETRICS, PANAMETRICS, INC.,
and DOES 1 through 20,

Defendants.

Civ. Action No.
1:05-cv-10681-NMG

[PROPOSED] ORDER
GRANTING REQUEST FOR
DEFAULT AGAINST
GENERAL ELECTRIC

It appearing to the satisfaction of this Court that defendant, General Electric Company, having been regularly served with process in this matter, having failed to timely file a responsive pleading to the Complaint on file herein within the applicable time period, and the default of said defendant having been duly and properly requested by plaintiff DR. EMILIO MEYER,

IT IS HEREBY ORDERED that the Default of defendant General Electric Company shall forthwith be entered.

Date

The Hon. Nathaniel M. Gorton,
Judge of the United States District Court,
District of Massachusetts

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

Dr. Emilio Meyer

Plaintiff

CIVIL ACTION

NO.1:05-cv-10681 NMG

V.

General Electric Company,
GE Infrastructure, Inc.,
GE Infrastructure Sensing, Inc.,
GE Panametrics, Panametrics, Inc.,
And Does 1 through 20,
Defendants

NOTICE OF DEFAULT

Upon application of the Plaintiff, Dr. Emilio Meyer for an order of Default for failure of the Defendant, General Electric Company, to plead or otherwise defend as provided by Rule 55(a) of the Federal Rules of Civil Procedure, notice is hereby given that the Defendant has been defaulted this 17th day of May, 2005 .

SARAH A. THORNTON
CLERK OF COURT

By: Elizabeth F. Fletcher
Deputy Clerk 617-748-4073

Notice mailed to: Ms. Dahrlena Mitchell, Manager for CT Corporation System
101 Federal Street, Boston MA